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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.  
10/750,622

U.S. Patent No. 6,114,343

Name of Patentees: SUE K. DENISE ET AL.

Art Unit: 1637

Issue Date: March 31, 2009

Confirmation No. 2415

Title: Compositions, Methods and Systems for  
Inferring Bovine Breed

REQUEST FOR REFUND OF OVERPAYMENT OF THE ISSUE FEE

Commissioner for Patents  
Mail Stop Issue Fee  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request a refund of \$1,740.00 for an overpayment of the issue fee. The U.S. Patent Office failed to apply a previously paid issue fee in this application. This application was originally withdrawn from issue in June 24, 2008 after the issue fee was paid. When Applicants received a new Notice of Allowance and Issue Fees due on September 12, 2008, it showed a previously paid Issue Fee. A request was filed with the Issue Fee Transmittal on September 30, 2008 to apply the previously paid issue fee payment from February 8, 2008 to the required Issue Fee payment. A copy of the request that accompanied this payment is provided herewith.

Accordingly, Applicants request that the Patent Office refund the overpayment of

Adjustment Date: 04/14/2009 BPOWELL  
03/04/2008 EHAILE2 00000021 10750622  
01 FC:1501 -1440.00 OP  
02 FC:1504 -300.00 OP

Adjustment Date: 04/14/2009 BPOWELL  
12/24/2008 SSESHE2 00000053 011125  
02 FC:1504 300.00 CR

12026320

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, on March 23, 2009.

Stephen C. MacDonald, Ph.D.

Adjustment date: 04/14/2009 BPowell  
03/04/2008 ERAILE2 00000021 10750622  
01 FC:1501 -1440.00 OP  
02 FC:1504 -300.00 OP

**REQUEST FOR REFUND OF OVERPAYMENT OF THE ISSUE FEE**

Serial No. 10/750,622

The Commissioner is authorized to credit the overpayment to Deposit Account No. 11-0980.

Respectfully submitted,



Stephen C. MacDonald, Ph.D.  
Reg. No. 60,401

King & Spalding LLP  
1180 Peachtree Street, NE, 35th Floor  
Atlanta, Georgia 30309  
404.572.4600  
Docket No.: MMI-0102 (14972.105004)



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DENISE ET AL.

Application No. 10/750,622

Filed: December 31, 2003

For: COMPOSITIONS, METHODS AND SYSTEMS FOR)  
INFERRING BOVINE BREED )

) Attorney Docket No. MMI-0102  
) (14972.105004)

) Examiner: David C. Thomas

) Art Unit: 1637

REQUEST TO APPLY PRIOR ISSUE FEE PAYMENT

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests that the issue fee paid on March 3, 2008 in the above-identified patent application be reapplied to this application in fulfillment of the new Notice of Allowance and Issue Fees Due mailed on September 12, 2008. A completed form "PART B-FEE(S) TRANSMITTAL" accompanies this request.

Respectfully submitted,


Stephen C. MacDonald, Ph.D.  
Reg. No. 60,401

King & Spalding LLP  
35<sup>th</sup> Floor, 1180 Peachtree Street, N.E.  
Atlanta, GA 30309-3521  
404.572.4600

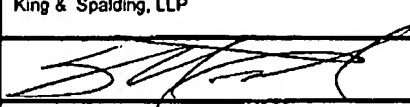
CERTIFICATE OF MAILING (37 CFR 1.8a)

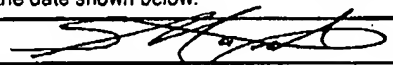
I hereby certify that this correspondence is being sent to the United States Patent and Trademark Office via facsimile transmission to 571-273-8300, attention Centralized Fax Department on September 30, 2008.

Stephen C. MacDonald, Reg. No. 60,401

	Application Number	10/750,622
	Filing Date	December 31, 2003
	First Named Inventor	Sue K. DeNise, et al.
	Art Unit	1637
	Examiner Name	David C. Thomas
Total Number of Pages In This Submission	Attorney Docket Number	MMI-0102 (14972.105004)

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Refund of Overpayment of the Issue Fee Copy of Request to Apply Previous Issue Fee Payment
<b>Remarks</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	King & Spalding, LLP		
Signature			
Printed Name	Stephen C. MacDonald, Ph.D.		
Date	March 23, 2009	Reg. No.	60,401

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Stephen C. MacDonald, Ph.D.	Date	March 23, 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.